

AMENDED IN ASSEMBLY JULY 16, 2003

AMENDED IN ASSEMBLY JUNE 26, 2003

AMENDED IN SENATE MAY 29, 2003

AMENDED IN SENATE MAY 8, 2003

## SENATE BILL

**No. 177**

### Introduced by Senator Johnson

February 12, 2003

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An act relating to school finance, and declaring the urgency thereof, to take effect immediately.

#### LEGISLATIVE COUNSEL'S DIGEST

SB 177, as amended, Johnson. Categorical funding programs.

Existing law establishes various categorical aid programs under which funding is provided for specific educational purposes.

This bill would require the Superintendent of Public Instruction, on or before December 31, 2003, to provide the Legislature with a list of all categorical programs, including, *among other things*, a description of each program, the source of funds for each program, the total amount of funds expended on each program in the 2002–03 fiscal year, and the amount of funds that each school district received for each program in the 2002–03 fiscal year.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. (a) On or before December 31, 2003, the Superintendent of Public Instruction shall provide the Legislature with a list of all categorical programs. The list shall include ~~a~~ *all of the following information:*

(1) ~~A description of each program, the source of funds for each program, the~~

(2) *The source of the funds for each program.*

(3) *The total amount of funds expended on each program in the 2002–03 fiscal year; and the*

(4) *The amount of funds that each school district received for the program in the 2002–03 fiscal year. If*

(5) *The funding distribution process for the program, including whether funds are distributed on a per pupil basis or distributed on another basis.*

(6) *The requirements to qualify for funding, including whether a maintenance of effort or local match is required, and if so, the amount of funds required to be contributed by the local educational agency, if any.*

(7) *Whether the categorical program is closed to new applicants.*

(8) *Whether funds received for the program may be redirected to other programs, and if so, the guidelines for the redirection, and the amount of funds that have been redirected to other programs by each local educational agency.*

(9) *If the appropriation for the program in the 2002–03 fiscal year was insufficient to fully fund the statutory entitlements or grant levels, the amount of additional money that is required to fully fund the program.*

(b) *If the information regarding the amount of funds expended and received in the 2002–03 fiscal year is unavailable for a particular program or school district, the list shall contain the information for the most recent year for which information is available. If*

(c) *If a categorical program is administered by an entity other than the State Department of Education, the Superintendent of Public Instruction shall request the required information from that entity.*

~~(b)~~

(d) For purposes of this section, “categorical program” means a state funded program for kindergarten or grades 1 to 12, inclusive, other than a program funded within a school district’s base revenue limit, that is created by the Legislature to support a specified local purpose, program, or service, and for which funds are allocated pursuant to statute, including, but not limited to, the annual Budget Act and includes, but is not limited to, all of the following:

(1) The gender equity train-the-trainer grant program as set forth in Section 224.5 of the Education Code.

(2) The hate violence prevention grant program as set forth in Section 233.8 of the Education Code.

(3) The Community-Based English Tutoring Program as set forth in Article 4 (commencing with Section 315) of Chapter 3 of Part 1 of the Education Code.

(4) The English Language Acquisition Program as set forth in Chapter 4 (commencing with Section 400) of Part 1 of the Education Code.

(5) The English Language and Intensive Literacy Program as set forth in Chapter 5 (commencing with Section 420) of Part 1 of the Education Code.

(6) Fiscal oversight pursuant to subdivision (b) of Section 1240 of the Education Code.

(7) The Apprenticeship Education Program as set forth in Article 8 (commencing with Section 8150) of Chapter 1 of Part 6 of the Education Code.

(8) Each of the child care and development programs set forth in Chapter 2 (commencing with Section 8200) of Part 6 of the Education Code.

(9) The After School Education and Safety Program as set forth in Article 22.5 (commencing with Section 8284.5 8482) of Chapter 2 of Part 6 of the Education Code.

~~(10) Conservation education grants as set forth in Article 4 (commencing with Section 8750) of Chapter 4 of Part 6 of the~~

*(10) Environmental education as set forth in Chapter 4 (commencing with Section 8700) of Part 6 of the Education Code.*

(11) The Healthy Start Support Services for Children Program as set forth in Chapter 5 (commencing with Section 8800) of Part 6 of the Education Code.

- 1 (12) The Local Arts Education Partnership Program as set forth  
2 in Chapter 5 (commencing with Section 8810) of Part 6 of the  
3 Education Code.
- 4 (13) The Academic Improvement and Achievement Act as set  
5 forth in Chapter 12 (commencing with Section 11020) of Part 7 of  
6 the Education Code.
- 7 (14) The California Civil Liberties Public Education Grant  
8 Program as set forth in Part 8.5 (commencing with Section 13000)  
9 of the Education Code.
- 10 (15) The Deferred Maintenance Program as set forth in  
11 Sections 17584 and 17585 of the Education Code.
- 12 (16) The School Library Materials Program as set forth in  
13 Article 6 (commencing with Section 18175) of Chapter 9 of Part  
14 11 of the Education Code.
- 15 (17) The Classroom Library Materials Act of 1999 as set forth  
16 in Article 8 (commencing with Section 18200) of Chapter 2 of Part  
17 11 of the Education Code.
- 18 (18) The School Safety and Violence Prevention Act as set  
19 forth in Article 3.6 (commencing with Section 32228) of Chapter  
20 2 of Part 19 of the Education Code.
- 21 (19) Interagency safe school programs as set forth in Article 2  
22 (commencing with Section 32270) of Chapter 2.5 of Part 19 of the  
23 Education Code.
- 24 (20) The School Community Policing Partnership Grant  
25 Program as set forth in Article 6 (commencing with Section  
26 32296) of Chapter 2.5 of Part 19 of the Education Code.
- 27 (21) *California Indian Education Centers as set forth in Article*  
28 *6 (commencing with Section 33380) of Chapter 3 of Part 20 of the*  
29 *Education Code.*
- 30 (22) The School Safety Plan Implementation Grant Program as  
31 set forth in Section 35294.5 of the Education Code.
- 32 ~~(22)~~
- 33 (23) Supplemental instruction programs as set forth in Sections  
34 37252.2, 37252.8, 37253, and 42239.1 of the Education Code.
- 35 ~~(23)~~
- 36 (24) Home-to-school transportation as set forth in Chapter 1  
37 (commencing with Section 39800) of Part 23.5 and Article 10  
38 (commencing with Section 41850) Chapter 5 of Part 24 of the  
39 Education Code.
- 40 ~~(24)~~



(25) Child nutrition programs as set forth in Sections 41350, 41352, 49536, 49550, and 49559 of the Education Code.

~~(25)~~

(26) Schools and classes for adults in correctional facilities as set forth in Article 9 (commencing with Section 41840) of Chapter 5 of Part 24 of the Education Code.

~~(26)~~

(27) School district bus replacement programs as set forth in Article 4.5 (commencing with Section 42290) and Article 4.7 (commencing with Section 42300) of Chapter 7 of Part 24 of the Education Code.

~~(27)~~

(28) The Beginning Teacher Support and Assessment System as set forth in Article 4.5 (commencing with Section 44279.1) of Chapter 2 of Part 25 of the Education Code.

~~(28)~~

*(29) Educational services for foster children as set forth in Chapter 11.3 (commencing with Section 42920) of Part 24 of the Education Code.*

(30) Alternative certification programs as set forth in Article 11 (commencing with Section 44380) of Chapter 2 of Part 25 of the Education Code.

~~(29)~~

(31) The National Board for Professional Teaching Standards Certification Incentive Program as set forth in Article 13 (commencing with Section 44395) of Chapter 2 of Part 25 of the Education Code.

~~(30)~~

(32) The Peer Assistance and Review Program for Teachers as set forth in Article 4.5 (commencing with Section 44500) of Chapter 3 of Part 25 of the Education Code.

~~(31)~~

*(33) The Principal Training Program as set forth in Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of the Education Code.*

(34) The Instructional Time and Staff Development Reform Program as set forth in Article 7.5 (commencing with Section 44579) of Chapter 3 of Part 25 of the Education Code.

~~(32)~~



1 (35) The Certificated Staff Performance Incentive Program as  
2 set forth in Article 10.6 (commencing with Section 44650) of Part  
3 25 of the Education Code.  
4 ~~(33)~~  
5 (36) Administrator training and evaluation as set forth in  
6 Article 3 (commencing with Section 44681) of Chapter 3.1 of Part  
7 25 of the Education Code.  
8 ~~(34)~~  
9 (37) Staff and teacher training in mathematics as set forth in  
10 Chapter 3.25 (commencing with Section 44695) and Chapter 3.33  
11 (commencing with Section 44720) of Part 25 of the Education  
12 Code.  
13 ~~(35)~~  
14 (38) The Classroom Teacher Instructional Improvement  
15 Program as set forth in Chapter 3.3 (commencing with Section  
16 44700) of Part 25 of the Education Code.  
17 ~~(36)~~  
18 (39) The Teaching as a Priority Block Grant as set forth in  
19 Chapter 3.36 (commencing with Section 44735) of Part 25 of the  
20 Education Code.  
21 ~~(37)~~  
22 (40) The Teacher Recruitment Incentive Program as set forth  
23 in Chapter 3.44 (commencing with Section 44751) of Part 25 of  
24 the Education Code.  
25 ~~(38)~~  
26 (41) The Teacher Reading Instruction Development Programs  
27 as set forth in Chapter 3.45 (commencing with Section 44755) and  
28 Chapter 3.46 (commencing with Section 44758) of Part 25 of the  
29 Education Code.  
30 ~~(39)~~  
31 (42) Regional science resource centers as set forth in Chapter  
32 3.6 (commencing with Section 44770) of Part 25 of the Education  
33 Code.  
34 ~~(40)~~  
35 (43) Social tolerance resource centers as set forth in Chapter  
36 3.65 (commencing with Section 44776.1) of Part 25 of the  
37 Education Code.  
38 ~~(41)~~



1     (44) Latino heritage resource centers as set forth in Chapter  
2     3.66 (commencing with Section 44777.1) of Part 25 of the  
3     Education Code.  
4     ~~(42)~~  
5     (45) The California International Studies Project as set forth in  
6     Chapter 3.7 (commencing with Section 44780) of Part 25 of the  
7     Education Code.  
8     ~~(43)~~  
9     (46) The Beginning Teacher Salary Increase Program as set  
10    forth in Section 45023.1 of the Education Code.  
11    ~~(44)~~  
12    (47) The High-Risk Youth Education and Public Safety  
13    Program as set forth in Part 26.95 (commencing with Section  
14    47750) of the Education Code.  
15    ~~(45)~~  
16    (48) The Tenth-grade Counseling Program as set forth in  
17    Sections 48431.6 and 48431.7 of the Education Code.  
18    ~~(46)~~  
19    (49) The Community Day School Program as set forth in  
20    Article 3 (commencing with Section 48660) of Chapter 4 of Part  
21    27.  
22    ~~(47)~~  
23    (50) Opportunity programs as set forth in Article 2  
24    (commencing with Section 48630) and Article 2.3 (commencing  
25    with Section 48643) of Chapter 4 of Part 27 of the Education Code.  
26    ~~(48)~~  
27    (51) California School Information Services as set forth in  
28    Article 6 (commencing with Section 49080) of Chapter 6.5 of Part  
29    27 of the Education Code.  
30    ~~(49)~~  
31    (52) School meal and nutrition programs as set forth in Chapter  
32    9 (commencing with Section 49400) of Part 27 of the Education  
33    Code.  
34    ~~(50)~~  
35    (53) AIDS prevention instruction as set forth in Section  
36    51201.5 of the Education Code.  
37    ~~(51)~~—  
38    (54) *The High-Tech High School Grant Program as set forth in*  
39    *Article 3.5 (commencing with Section 51725) of Chapter 5 of Part*  
40    *28 of the Education Code.*

1 (55) The California Technology Assistance Project as set forth  
2 in Section 51870 of the Education Code.  
3 ~~(52)~~  
4 (56) The School Improvement Program as set forth in Chapter  
5 6 (commencing with Section 52000) of Part 28 of the Education  
6 Code.  
7 ~~(53)~~  
8 (57) The Immediate Intervention/Underperforming School  
9 Program as set forth in Article 3 (commencing with Section  
10 52053) of Chapter 6.1 of Part 28 of the Education Code.  
11 ~~(54)~~  
12 (58) The High Priority Schools Grant Program for Low  
13 Performing Schools as set forth in Article 3.5 (commencing with  
14 Section 52055.600) of Chapter 6.1 of Part 28 of the Education  
15 Code.  
16 ~~(55)~~  
17 (59) The High Achieving/Improving Schools Program as set  
18 forth in Article 4 (commencing with Section 52056) of Chapter 6.1  
19 of Part 28 of the Education Code.  
20 ~~(56)~~  
21 (60) The American Indian Early Childhood Education  
22 Program as set forth in Chapter 6.5 (commencing with Section  
23 52060) of Part 28 of the Education Code.  
24 ~~(57)~~  
25 (61) The Program to Reduce Class Size in Two Courses in  
26 Grade 9 as set forth in Chapter 6.8 (commencing with Section  
27 52080) of Part 28 of the Education Code.  
28 ~~(58)~~  
29 (62) The Class Size Reduction Program as set forth in Chapter  
30 6.10 (commencing with Section 52120) of Part 28 of the  
31 Education Code.  
32 ~~(59)~~  
33 (63) Bilingual Education Programs as set forth in Chapter 7  
34 (commencing with Section 52130) of Part 28 of the Education  
35 Code.  
36 ~~(60)~~  
37 (64) The Gifted and Talented Pupil Program as set forth in  
38 Chapter 8 (commencing with Section 52200) of Part 28 of the  
39 Education Code.  
40 ~~(61)~~





(65) The Digital High School Education Technology Grant Program as set forth in Chapter 8.5 (commencing with Section 52250) of Part 28 of the Education Code.

~~(62)~~

(66) Advanced placement grants for test fees as set forth in Section 52244 of the Education Code.

~~(63)~~

(67) The Advanced Placement Challenge Grant Program as set forth in Section 52247 of the Education Code.

~~(64)~~

(68) Regional Occupational Centers and Programs as set forth in Article 1 (commencing with Section 52300) and Article 1.5 (commencing with Section 52335) of Chapter 9 of Part 28 of the Education Code.

~~(65)~~

(69) The Agricultural Career Technical Education Incentive Program as set forth in Article 7.5 (commencing with Section 52460) of Chapter 9 of Part 28 of the Education Code.

~~(66)~~

(70) The Institute for Computer Technology as set forth in Article 8 (commencing with Section 52480) of Chapter 9 of Part 28 of the Education Code.

~~(67)~~

(71) Adult education as set forth in Chapter 10 (commencing with Section 52500) of Part 28 of the Education Code.

~~(68)~~

*(72) Dropout prevention and recovery programs as set forth in Article 6 (commencing with Section 52890) and Article 7 (commencing with Section 52900) of Chapter 12 of Part 28 of, Article 3 (commencing with Section 54660) and Article 7 (commencing with Section 54720) of Chapter 9 of Part 29 of, and Chapter 3.5 (commencing with Section 58550) of Part 31 of, the Education Code.*

(73) The International Baccalaureate Diploma Program as set forth in Chapter 12.5 (commencing with Section 52920) of Part 28 of the Education Code.

~~(69)~~

(74) The Elementary School Intensive Reading Program as set forth in Article 1 (commencing with Section 53025) of Chapter 16 of Part 28 of the Education Code.



1     ~~(70)~~  
2     (75) The Governor’s Reading Award Program as set forth in  
3 Article 2 (commencing with Section 53050) of Chapter 16 of Part  
4 28 of the Education Code.  
5     ~~(71)~~  
6     (76) The Intensive Algebra Instruction Academies Program as  
7 set forth in Chapter 17 (commencing with Section 53081) of Part  
8 28 of the Education Code.  
9     ~~(72)~~  
10    (77) The Economic Impact Aid Program as set forth in Chapter  
11 1 (commencing with Section 54000) of Part 29 of the Education  
12 Code.  
13    ~~(73)~~  
14    (78) The Miller-Unruh Basic Reading Act of 1965 as set forth  
15 in Chapter 2 (commencing with Section 54100) of Part 29 of the  
16 Education Code.  
17    ~~(74)~~  
18    (79) The Targeted Instructional Improvement Grant Program  
19 as set forth in Chapter 2.5 (commencing with Section 54200) of  
20 Part 29 of the Education Code.  
21    ~~(75)~~  
22    (80) The Elementary and Secondary School Dropout  
23 Prevention Act of 1969 as set forth in Article 3 (commencing with  
24 Section 54660) of Chapter 9 of Part 29 of the Education Code.  
25    ~~(76)~~  
26    (81) *The Early Intervention for School Success Program as set*  
27 *forth in Article 4.5 (commencing with Section 54685) of Chapter*  
28 *9 of Part 29 of the Education Code.*  
29    (82) The Partnership Academies Program as set forth in Article  
30 5 (commencing with Section 54690) of Chapter 9 of Part 29 of the  
31 Education Code.  
32    ~~(77)~~  
33    (83) The California School Age Families Education Program  
34 (Cal-SAFE) as set forth in Article 7.1 (commencing with Section  
35 54740) of Chapter 9 of Part 29 of the Education Code.  
36    ~~(78) The Early Intervention for School Success Program as set~~  
37 ~~forth in Article 4.5 (commencing with Section 54685) of Chapter~~  
38 ~~9 of Part 29 of the Education Code.~~  
39    ~~(79)~~



1 (84) Special education programs as set forth in Part 30  
2 (*commencing with Section 56000*) of the Education Code.  
3 ~~(80)~~  
4 (85) Gang Risk Intervention Programs as set forth in Chapter  
5 5.5 (*commencing with Section 58730*) of Part 31 of the Education  
6 Code.  
7 ~~(81)~~  
8 (86) Specialized Secondary Programs as set forth in Chapter 6  
9 (*commencing with Section 58800*) of Part 31 of the Education  
10 Code.  
11 ~~(82)~~  
12 (87) Instructional materials programs as set forth in Article 3  
13 (*commencing with Section 60240*) of Chapter 2 of Part 33 of the  
14 Education Code and Chapter 3.25 (*commencing with Section*  
15 *60420*) and Chapter 3.5 (*commencing with Section 60450*) of Part  
16 33 of the Education Code.  
17 ~~(83)~~  
18 (88) The College Preparation Partnership Program as set forth  
19 in Chapter 8 (*commencing with Section 60830*) of Part 33 of the  
20 Education Code.  
21 ~~(84)~~  
22 (89) The Higher Education Outreach and Assistance Act for  
23 Emancipated Foster Youth as set forth in Article 5 (*commencing*  
24 *with Section 89340*) of Chapter 3 of Part 55 of the Education Code.  
25 ~~(85)~~  
26 (90) The California Professional Development Institutes as set  
27 forth in Article 2 (*commencing with Section 99220*) of Chapter 5  
28 of Part 65 of the Education Code.  
29 (91) *The California Academic Volunteer and Mentor Service*  
30 *Act of 1992 as set forth in Chapter 3 (commencing with Section*  
31 *96100) of Title 15 of the Government Code.*  
32 (92) *The Advancement Via Individual Determination (AVID)*  
33 *program as set forth in Item 6110-130-0001 of Section 2.00 of the*  
34 *Budget Act of 2002 (Ch. 379, Stats. 2002).*  
35 (93) *Conflict resolution as set forth in Schedule (2) of Item*  
36 *6110-226-0001 of Section 2.00 of the Budget Act of 2002 (Ch. 379,*  
37 *Stats. 2002).*  
38 SEC. 2. This act is an urgency statute necessary for the  
39 immediate preservation of the public peace, health, or safety



- 1 within the meaning of Article IV of the Constitution and shall go
- 2 into immediate effect. The facts constituting the necessity are:
- 3 In order to address the state's current fiscal crisis and examine
- 4 the priorities for elementary and secondary school funding, it is
- 5 necessary that this act take effect immediately.

